

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

IN RE

CAPITAL ONE TELEPHONE

CONSUMER PROTECTION ACT

LITIGATION

Master Docket No. 1:12-cv-10064

MDL No. 2416

This document relates to:

BRIDGETT AMADECK, et al.,

v.

CAPITAL ONE FINANCIAL

CORPORATION, and CAPITAL ONE

BANK (USA), N.A.

Case No: 1:12-cv-10135

This document relates to:

NICHOLAS MARTIN, et al.,

v.

LEADING EDGE RECOVERY

SOLUTIONS, LLC, and CAPITAL ONE

BANK (USA), N.A.

Case No: 1:11-cv-05886

This document relates to:

CHARLES C. PATTERSON,

v.

CAPITAL MANAGEMENT

SERVICES, L.P. and CAPITAL ONE

BANK (USA), N.A.

Case No: 1:12-cv-01061

DECLARATION OF ERIN L. HOFFMAN

Pursuant to 28 U.S.C. § 1746, the undersigned Erin L. Hoffman declares as follows:

1. My name is Erin L. Hoffman. I am an attorney with the law firm Faegre Baker Daniels LLP and am one of the attorneys representing defendants Capital One Financial Corporation; Capital One Bank (USA), N.A.; Capital One, N.A.; Capital One Services, LLC; and

Capital One Services II, LLC in this action. I submit this declaration in support of Plaintiffs' Motion for Final Approval of Class Action Settlement.

2. As part of my responsibilities, I work with Capital One to investigate each case filed against Capital One that alleges violations of the Telephone Consumer Protection Act to determine whether the case is appropriate for transfer to MDL No. 2416. As a result of this work, I am familiar with Capital One's account records.

3. Each individual who filed an objection to the proposed class settlement is a Capital One customer.

4. Attached as Exhibit A is a true and correct copy of the Final Approval of Class Action Settlement entered in *In re Kentucky Grilled Chicken Coupon Marketing & Sales Practices Litigation*, No. 09-cv-7670 (N.D. Ill. Nov. 30, 2011) (Dkt. 113).

5. Attached as Exhibit B is a true and correct copy of the 2005 version of Capital One's customer agreement.

6. Attached as Exhibit C is a true and correct copy of the 2008 version of Capital One's customer agreement.

7. Attached as Exhibit D is a true and correct copy of the 2010 version of Capital One's customer agreement.

8. I declare under penalty of perjury that the foregoing is true and correct.

Dated: November 18, 2014

/s/ Erin L. Hoffman
ERIN L. HOFFMAN